

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action

149 Rec'd PCT/PTO 15 SEP 2006

Appln. No.: National Stage of PCT/JP2005/005601
Attorney Docket No. Q96480

on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a Communication from a foreign patent office in a counterpart application citing such documents (International Search Report for PCT/JP2005/005601 and Written Opinion of the International Searching Authority dated February 3, 2006), together with an English-language version (if not already included) of at least that portion of the Communication indicating the degree of relevance found by the foreign patent office.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

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IAP9/Rec'd PCT/JP10 13 SEP 2006

INFORMATION DISCLOSURE STATEMENT

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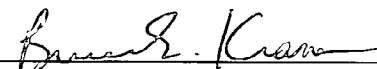
Respectfully submitted,

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Date: September 15, 2006

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 15 SEP 2009

MODIFIED PTO/SB/08 A & B (08-03)

Substitute for Form 1449 A & B/PTO <u>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</u> <i>(use as many sheets as necessary)</i>				<i>Complete if Known</i>		
				Application Number	National Stage of PCT/JP2005/005601	
				Confirmation Number	Unknown	
				Filing Date	September 15, 2006	
				First Named Inventor	Yukihiko MASHIMA	
				Art Unit	Unknown	
Examiner Name				Amanda Shaw		
Attorney Docket Number				Q96480		
Sheet	1	of	1			

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code ² (if known)		
		US			
		US			
		US			
		US			
		US			

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)			
		WO	02/22881	A	03/21/2002	DZGENES, LLC	
		WO	02/24747	A2	03/28/2002	EPIDAUROS BIOTECHNOLOGIE AG	

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation ⁶
		MICHAEL D. BROWN, ET AL, "PHYLOGENETIC ANALYSIS OF LEBER'S HEREDITARY OPTIC NEUROPATHY MITOCHONDRIAL DNA'S INDICATES MULTIPLES INDEPENDENT OCCURRENCES OF THE COMMON MUTATIONS", HUMAN MUTATION, VOL. 6, NO. 4, 1995, PAGES 311-325, XP009054854, ISSN: 1059-7794	
		D. A. HOLLANDER, ET AL, "OUTFLOW PATHWAY ANOMALIES ASSOCIATED WITH MULTIPLE CYP1B1 MUTATIONS IN CONGENITAL GLAUCOMA", ARVO ANNUAL MEETING ABSTRACT SEARCH AND PROGRAM PLANNER, VOL. 2003, 2003, PAGE ABSTRACT NO. 1117, XP009054897 & ANNUAL MEETING OF THE ASSOCIATION FOR RESEARCH IN VISION AND OPHTHALMOLOGY; FORT LAUDERDALE, FL, USA; MAY 04-08, 2003	
		X. BU, ET AL, "X CHROMOSOME-LINKED AND MITOCHONDRIAL GENE CONTROL OF LEBER HEREDITARY OPTIC NEUROPATHY EVIDENCE FROM SEGREGATION ANALYSIS FOR DEPENDENCE ON X CHROMOSOME INACTIVATION", PROCEEDINGS OF THE NATIONAL ACADEMY OF SCIENCES OF THE UNITED STATES OF AMERICA, VOL. 88, NO. 18, 1991, PAGES 8198-8202, XP002347836	
		P. F. CHINNER, ET AL, "THE MITOCHONDRIAL ND6 GENE IS A HOT SPOT FOR MUTATIONS THAT CAUSE LEBER'S HEREDITARY OPTIC NEUROPATHY", BRAIN, VOL. 124, NO. 1, January 2001, PAGES 209-218, XP002347837, ISSN: 0006-8950	

Examiner Signature	/Amanda Shaw/	Date Considered	09/02/2009
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or follow the hyperlink from the title of the document to the intranet. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to indicate here if English language Translation is attached.